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E-FILED - 10/15/09

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICAN,

No. CR-07-00106-RMW

Plaintiff,
vs.

FIRST AMENDED
STIPULATION TO CONTINUE
SENTENCING DATE AND
ORDER

FRANCISCO TORRES-FELIX,

Defendant.

/

The above listed parties stipulate as follows:

1. Defendant Francisco Torres-Felix requested and was granted an order to continue his sentencing date from 9/28/09 at 9:00 a.m. to 10/13/09 at 9:00. After filing said request defense counsel learned that all members of the government team would not be able to make this date. Defense counsel left a telephone message with the courtroom clerk advising her of same, and that an updated request would be filed.

2. The previous request for a continuance had been a defense request based on a need for time to file a sentencing memo and

1 meet with Mr. Torres-Felix with an interpreter.

2 2. Both counsel request that the Court set 10/26/09 at 9:00 a.m.
3 as the sentencing date and time.

4
5 Therefore the parties respectfully request that the Court
6 continue defendant's sentencing from October 13, 2009 to October
7 26, 2009 at 9:00 a.m.

8 IT IS SO STIPULATED

9 /s/
10

Dated: 10/6/09

11 Jack Gordon
12 Attorney for Defendant

13 Dated: 10/6/09

14 Grant Fondo
15 Assistant U.S. Attorney

16 [] ORDER

17 Having considered the stipulation of the parties, and good
18 cause appearing, the Court orders that defendant Francisco
19 Torres-Felix sentencing is continued from October 13, 2009 to
20 October 26, 2009 at 9:00 a.m.

21 IT IS SO ORDERED.

22 DATED: 10/15/09

23 
The Honorable Ronald Whyte
District Court Judge